

Independent School District Girls Basketball Team.

S.R. 302 - By Senator Adams: Extending congratulations to Jacksonville High School Band.

S.R. 303 - By Senator Gammage: Extending welcome to Fort Bend County citizens.

S.R. 304 - By Senator Aikin: Extending welcome to W. E. Wilcox, et. al.

S.R. 308 - By Senator Herring: Extending welcome to students from St. Martin's Lutheran School Day School.

S.R. 309 - By Senator Herring: Extending welcome to students from Maplewood School.

S.R. 310 - By Senator Herring: Extending welcome to Allison Elementary School students.

S.R. 311 - By Senator Gammage: Extending welcome to Regina Maria Herman and naming her Page for a Day.

#### ADJOURNMENT

On motion of Senator Aikin the Senate at 12:15 o'clock p.m. adjourned until 10:30 o'clock a.m. tomorrow.

#### APPENDIX

##### Sent to Governor

March 13, 1973

S.C.R. 38

S.C.R. 40

S.C.R. 41

S.C.R. 43

S.C.R. 46

S.C.R. 54

#### THIRTY-SIXTH DAY (Wednesday, March 14, 1973)

The Senate met at 10:30 o'clock a.m. pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present: Adams, Aikin, Andujar, Blanchard, Braecklein, Brooks, Clower, Creighton, Gammage, Harrington, Harris, Herring, Hightower, Jones, Kothmann, Longoria, Mauzy, McKinnon, McKnight, Meier, Mengden, Moore, Ogg, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

A quorum was announced present.

The Reverend Mr. John Price, St. George's Episcopal Church, Austin, Texas, offered the invocation as follows:

Almighty God, regard favorably we beseech thee, these Thy servants to whom the people of the State of Texas entrust the authority of government; bless and guide them wherever they may be. Grant them wisdom in framing the laws of our State. Grant them courage in the face of wrongful opposition, yet open-mindedness in the face of differing opinions. Grant them patience in the face of seeming trivia, and good humor and health in facing their lives. Forgive them their sins, and make them ever mindful of Thy favor and glad to seek and to do Thy will. All this we beg in Thy name, O Lord of History.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

### REPORTS OF STANDING COMMITTEES

Senator Herring submitted the following reports for the Committee on Jurisprudence:

C.S.S.B. 41 (Read first time)  
H.B. 120  
S.C.R. 49  
H.B. 88 (Amended)

Senator Mauzy submitted the following reports for the Committee on Education:

S.B. 48  
S.B. 47  
S.B. 393

Senator Hightower submitted the following reports for the Committee on Administration:

The nomination of George W. McNiel to be State Auditor  
C.S.H.C.R. 3 (Read first time)

### SENATE BILLS AND RESOLUTIONS ON FIRST READING

By unanimous consent, the following bills and resolutions were introduced, read first time and referred to the Committee indicated:

By Senator Mauzy:

S.B. 803, A bill to be entitled An Act relating to special day schools for the deaf; amending Subsections (a), (b), (c), (d), (e), and (l), Section 11.10, Texas Education Code, as amended; and declaring an emergency.

To Committee on Education.

By Senator Herring:

S.B. 804, A bill to be entitled An Act relating to the creation of a Board of Radiologic (X-Ray) Technologists Examiners; setting qualifications for applicants for license; issuing and reviewing licenses, defining violations and penalties; and declaring an emergency.

To Committee on State Affairs.

By Senator Meier:

S.B. 805, A bill to be entitled An Act amending Section 10, Chapter 262, page 1151, Acts of the 62nd Legislature, Regular Session, 1971 (codified as Art. 2372h-6 V.A.T.S.); and declaring an emergency.

To Committee on Jurisprudence.

By Senator Meier:

S.B. 806, A bill to be entitled An Act relating to the purchasing procedure in counties having a population not less than 350,000 and not more than 800,000 and having an assessed valuation of \$800,000,000 or more; amending Article 1659b; and declaring an emergency.

To Committee on Intergovernmental Relations.

By Senator Moore:

S.C.R. 59, Requesting the Texas Constitutional Revision Commission to consider the advisability of changing the last sentence of the first paragraph of Subsection (a) of Section 62, Article XVI.

To Committee on State Affairs.

By Senator Herring:

S.C.R. 60, Recognizing rights of State employees for parking spaces east of San Jacinto Street.

To Committee on Administration.

The following bills submitted by the Governor as an emergency on Monday, March 12, 1973, were introduced, read first time and referred to the Committee indicated:

By Senators Gammage, Ogg, Brooks, Wallace, Mengden and Schwartz:

S.B. 807, A bill to be entitled An Act relating to the disqualification of members of governing boards of certain districts created under Article III, Section 52, and Article XVI, Section 59, of the Texas Constitution; amending the Water Code, by adding sections 50.024, 51.0721, 53.0631, and 54.1021; and declaring an emergency.

To Committee on Intergovernmental Relations.

By Senators Gammage, Ogg, Brooks, Wallace, Mengden and Schwartz:

S.B. 808, A bill to be entitled An Act relating to the disqualifications of tax assessors and collectors of certain water districts created under authority of Article XVI, Section 59, of the Texas Constitution; adding Sections 50.023, 51.0851, 53.0721, and 54.1231 to the Water Code; providing penalties; and declaring an emergency.

To Committee on Intergovernmental Relations.

By Senators Gammage, Ogg, Brooks, Wallace, Mengden and Schwartz:

S.B. 809, A bill to be entitled An Act relating to advertisement prior to the sale of bonds of certain districts authorized under Article III, Section 52, and Article XVI, Section 59, of the Texas Constitution; amending the Water Code by adding Sections 50.053, 51.4321, 53.1791, and 54.5121; and declaring an emergency.

To Committee on Intergovernmental Relations.

By Senators Gammage, Ogg, Brooks, Wallace, Mengden and Schwartz:

S.B. 810, A bill to be entitled An Act relating to the audit of certain districts authorized under Article III, Section 52, and Article XVI, Section 59, of the Texas Constitution; amending Chapter 50, Water Code, by adding Subchapter K; and declaring an emergency.

To Committee on Intergovernmental Relations.

By Senators Gammage, Ogg, Brooks, Wallace, Mengden and Schwartz:

S.B. 811, A bill to be entitled An Act relating to the maximum debt which

may be incurred by certain districts authorized under Article III, Section 52, and Article XVI, Section 59, of the Texas Constitution; amending Chapter 50, Water Code, by adding Subchapter L; and declaring an emergency.

To Committee on Intergovernmental Relations.

By Senators Gammage, Ogg, Brooks, Wallace, Mengden and Schwartz:

S.B. 812, A bill to be entitled An Act relating to the district office, meeting place, and records of certain districts created under the authority of Article III, Section 52, and Article XVI, Section 59, of the Texas Constitution, amending Sections 53.090 and 54.110 and Subsection (a) of Section 54.109 of and adding Sections 50.053, 50.054, 51.0941, 51.0951, 51.0961, and 53.091 to the Water Code; and declaring an emergency.

To Committee on Intergovernmental Relations.

By Senators Gammage, Ogg, Brooks, Wallace, Mengden and Schwartz:

S.B. 813, A bill to be entitled An Act relating to notification of certain persons of the proposed creation or existence of certain taxing districts; amending Section 53.017 of and adding Subchapter I and Sections 51.195, 51.0181, 51.0281, 53.127, 54.0191, and 54.234 to the Water Code; repealing Section 53.018, Water Code; and declaring an emergency.

To Committee on Intergovernmental Relations.

#### RESOLUTION SIGNED

The President announced the signing in the presence of the Senate after the caption had been read, the following enrolled resolution:

S.C.R. 57

#### MESSAGE FROM THE HOUSE

Hall of the House of Representatives  
Austin, Texas, March 14, 1973

Honorable William P. Hobby  
President of the Senate

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H.B. 55, A bill to be entitled An Act relating to the longevity pay for deputy sheriffs in certain counties; and declaring an emergency.

S.B. 6, A bill to be entitled An Act relating to the creation of a tax credit for penalties paid for delinquent taxes following the failure of the assessor-collector to issue tax notices before the due date; and declaring an emergency.

Respectfully submitted,  
DOROTHY HALLMAN  
Chief Clerk, House of Representatives

#### HOUSE BILL ON FIRST READING

The following bill received from the house, was read the first time and referred to the Committee indicated:

H.B. 55, To Committee on Jurisprudence.

**HOUSE BILL 96 ON SECOND READING**

On motion of Senator Wallace and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H.B. 96, A bill to be entitled An Act relating to certain tax exemptions for volunteer fire departments; etc.; and declaring an emergency.

The bill was read second time and was passed to third reading.

**HOUSE BILL 96 ON THIRD READING**

Senator Wallace moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that H.B. 96 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

Yeas: Adams, Aikin, Andujar, Blanchard, Braecklein, Brooks, Clower, Creighton, Gammage, Harrington, Harris, Herring, Hightower, Jones, Kothmann, Longoria, Mauzy, McKinnon, McKnight, Meier, Mengden, Moore, Ogg, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

**SENATE BILL 299 ON SECOND READING**

On motion of Senator Traeger and by unanimous consent, the regular order of business and Senate Rule 13 was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 299, A bill to be entitled An Act relating to the names, including trade names and assumed names, under which podiatrists may conduct their practices; etc.; providing penalties; and declaring an emergency.

The bill was read second time and was passed to engrossment.

**SENATE BILL 299 ON THIRD READING**

Senator Traeger moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that S.B. 299 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 1.

Yeas: Adams, Aikin, Andujar, Blanchard, Braecklein, Brooks, Clower, Creighton, Gammage, Harrington, Harris, Herring, Hightower, Jones, Kothmann, Longoria, Mauzy, McKinnon, McKnight, Meier, Moore, Ogg, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

Nays: Mengden.

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote: Yeas

31, Nays 0.

Yeas: Adams, Aikin, Andujar, Blanchard, Braecklein, Brooks, Clower, Creighton, Gammage, Harrington, Harris, Herring, Hightower, Jones, Kothmann, Longoria, Mauzy, McKinnon, McKnight, Meier, Mengden, Moore, Ogg, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

#### NOTICE OF EXECUTIVE SESSION

Senator McKinnon gave notice that he would move for an Executive Session of the Senate at 11:00 o'clock a.m. tomorrow.

#### HOUSE BILL 185 ON SECOND READING

Senator Moore moved to suspend the regular order of business and take up H.B. 185 for consideration at this time.

The motion prevailed by the following vote: Yeas 21, Nays 10.

Yeas: Adams, Aikin, Braecklein, Brooks, Clower, Gammage, Harrington, Herring, Hightower, Kothmann, Longoria, Mauzy, McKnight, Meier, Mengden, Moore, Santiesteban, Schwartz, Sherman, Wallace and Wolff.

Nays: Andujar, Blanchard, Creighton, Harris, Jones, McKinnon, Ogg, Patman, Snelson and Traeger.

The President laid before the Senate on its second reading and passage to third reading:

H.B. 185, A bill to be entitled An Act to authorize and provide for recognition of fire and police service employee associations and collective bargaining for fire fighters and policemen employed by cities, towns, and other political subdivisions of the State; etc.; and declaring an emergency.

The bill was read second time.

Senator Moore offered the following Committee Amendment to the bill:

Amend H.B. 185 by striking the words and figures "ten per cent (10%)" where they appear in subsection (ii) and (d) of Section 5 of the bill and substituting in lieu thereof the following: "five per cent (5%)."

The amendment was read.

Senator Ogg asked for a full reading of the bill.

Senator Clower moved to dispense with the full reading of the bill.

The motion was lost.

Senator Moore moved to reconsider the vote by which the motion to dispense with a full reading of the bill was lost.

The motion prevailed by the following vote: Yeas 20, Nays 11.

Yeas: Aikin, Braecklein, Brooks, Clower, Gammage, Harrington, Herring, Hightower, Jones, Kothmann, Longoria, Mauzy, McKnight, Meier, Moore, Santiesteban, Schwartz, Traeger, Wallace and Wolff.

Nays: Adams, Andujar, Blanchard, Creighton, Harris, McKinnon, Mengden,

Ogg, Patman, Sherman and Snelson.

Question recurring on the motion to dispense with a full reading of the bill, the motion prevailed.

Question, Shall the Committee Amendment be adopted?

Senator Brooks offered the following substitute for the pending Committee Amendment to the bill:

Amend House Bill 185 by striking all of Sec. 5 thereof appearing on Page 4 of the bill and substituting in lieu thereof a new Sec. 5, as follows:

"Sec. 5. RIGHT TO ORGANIZE AND BARGAIN COLLECTIVELY. (a) Upon the adoption of the provisions of this Act by any city, town, or other political subdivision in this State to which this Act applies, as herein in this section provided, fire fighters and/or policemen shall have the right to organize and bargain collectively with their public employer as to wages, hours, working conditions, and all other terms and conditions of employment.

"(b) The provisions of this Act may be adopted for any city, town or other political subdivision to which this Act applies by any one of the following methods:

"(i) The governing body may upon its own initiative, acting by a majority of the governing body, adopt this Act; or

"(ii) Upon receiving a petition signed by qualified voters in such city, town, or other political subdivision in number not less than a majority of those who voted in the last preceding election in which the governing body of the city, town, or other political subdivision was elected the governing body shall within ninety (90) days adopt the provision of this Act. The petition circulated among the qualified voters shall be as follows:

"We the undersigned qualified voters of the (city, town or political subdivision) do hereby petition our governing body for adoption of the State law applicable to ('firefighters and policemen' or 'firefighters' or 'policemen') which prohibits strikes and lockouts and establishes collective bargaining when a majority of the affected employees favor representation by an employees' association.

"(iii) Upon receiving a petition (which may be in the form described in paragraph (ii) hereinabove) signed by qualified voters in such city, town or political subdivision in number not less than fifteen per cent (15%) of the total number voting in the last preceding election in which the governing body of the city, town, or political subdivision was elected, the governing body of such city, town or political subdivision shall either adopt this Act to become effective within thirty (30) days after the beginning of the next fiscal year of said city, town or political subdivision, or hold an election within sixty (60) days after said petition has been filed with such governing body. If at said election a majority of the votes cast shall favor the adoption of this Act, then such governing body shall place this Act into effect within ninety (90) days after said election. The question which shall be submitted to the qualified electors shall be as follows:

FOR or AGAINST the following:

"Adoption of the State law applicable to ('firefighters and policemen' or 'firefighters' or 'policemen') which prohibits strikes and lockouts and establishes collective bargaining when a majority of the affected employees favor representation by an employees' association.

"(c) In any city, town or political subdivision in which the provisions of this Act have been in effect for a period of one (1) year, irrespective of the method by which this Act was adopted, if a petition signed by qualified voters in such city, town or other political subdivision in number not less than fifteen

per cent (15%) of the total number voting in the last preceding election in which the governing body of the city, town or political subdivision was elected shall be presented to the governing body thereof to call an election for the repeal of the adoption of the provisions of this Act, then and in that event, the governing body shall call an election of the qualified voters to determine if they desire to repeal such adoption. Should a majority of the qualified voters so vote to repeal the adoption of this Act, then the provisions hereof shall become null and void as to such city, town, or political subdivision. The question which shall be submitted to the vote of the qualified electors is as follows:

"FOR or AGAINST the following:

"Repeal of the State law applicable to ('firefighters and policemen' or 'firefighters' or 'policemen') which prohibits strikes and lockouts and establishes collective bargaining when a majority of the affected employees favor representation by an employees' association.

"(d) When any election has been held in any city, town or political subdivision at which election the adoption or rejection of the adoption of this Act has been submitted as aforesaid, a like petition for another such election shall not be filed for at least one (1) year subsequent to the election so held."

The substitute for the pending Committee Amendment was read.

Senator Hightower offered the following amendment to the substitute for the Committee Amendment.

Amend the substitute to the Committee Amendment, Sec. 5, sec (ii) to read as follows:

"(ii) Upon receiving a petition signed by qualified voters in such city, town or other political subdivision in number not less than 5% of those who voted in the last preceding general election or 5,000 qualified voters in such city whichever number is less shall within ninety (90) days adopt the provision of this Act. The petition circulated among the qualified voters shall be as follows:

"We the undersigned qualified voters of the (city, town or political subdivision) do hereby petition our governing body for adoption of the State law applicable to ('firefighters and policemen' or 'firefighters' or 'policemen') which prohibits strikes and lockouts and establishes collective bargaining when a majority of the affected employees favor representation by an employees' association."

The amendment to the substitute for the pending Committee Amendment was read and was adopted.

Question recurring on the adoption of the substitute for the Committee Amendment.

The substitute for the Committee Amendment was adopted by the following vote: Yeas 17, Nays 14.

Yeas: Braecklein, Brooks, Clower, Gammage, Harrington, Herring, Kothmann, Longoria, Mauzy, Meier, Moore, Ogg, Santiesteban, Sherman, Schwartz, Wallace and Wolff.

Nays: Adams, Aikin, Andujar, Blanchard, Creighton, Harris, Hightower, Jones, McKinnon, McKnight, Mengden, Patman, Snelson and Traeger.

The Committee Amendment as substituted was then adopted.



Senator Mengden offered the following amendment to the bill:

Amend H.B. 185, Section 13(c), page 14 and 15, as follows:

"(c) A majority decision of the arbitration board, if supported by competent, material, and substantial evidence on the whole record, shall be final and binding upon the parties and may be enforced at the instance of either party or of the arbitration board, in the state district court for the judicial district in which a majority of the affected employees reside. Upon a petition of ten percent (10%) of the duly qualified electors of the city, town, or political subdivision, an award of the arbitration board shall be placed on the ballot in a special election of such city, town, or political subdivision within sixty (60) days after said petition has been filed with such governing body. If at said election a majority of the votes cast disapprove of the arbitration award, the award shall be null and void."

The amendment was read.

Senator Moore moved to table the amendment.

Question on the motion to table, "Yeas" and "Nays" were demanded.

The motion to table prevailed by the following vote: Yeas 17, Nays 14.

Yeas: Adams, Aikin, Braecklein, Brooks, Clower, Gammage, Harrington, Herring, Kothmann, Longoria, Mauzy, Meier, Moore, Santiesteban, Schwartz, Wallace and Wolff.

Nays: Andujar, Blanchard, Creighton, Harris, Hightower, Jones, McKinnon, McKnight, Mengden, Ogg, Patman, Sherman, Snelson and Traeger.

Senator Ogg offered the following amendment to the bill:

Amend H.B. 185 on page 7 of the bill by striking all of Section 11 after the word "arbitrator" and adding the following:

"either party may request the presiding judge of the Judicial District in which the political subdivision in question lies and said Presiding Judge shall appoint a third neutral arbitrator who must live in the political subdivision in question and shall not be an employee, nor have ever been an employee of the political subdivision or it's Police or Fire Department in any manner. The third arbitrator so selected shall serve as Chairman of the Arbitration Board. Unless both parties agree the person so appointed shall not be the neutral person appointed in Section 9 of this bill."

The amendment was read.

Senator Moore moved to table the amendment.

Question on the motion to table, "Yeas" and "Nays" were demanded.

The motion prevailed by the following vote: Yeas 16, Nays 15.

Yeas: Aikin, Braecklein, Brooks, Clower, Gammage, Harrington, Herring, Hightower, Jones, Kothmann, Longoria, Mauzy, Moore, Santiesteban, Schwartz and Sherman.

Nays: Adams, Andujar, Blanchard, Creighton, Harris, McKinnon, McKnight, Meier, Mengden, Ogg, Patman, Snelson, Traeger, Wallace and Wolff.

Senator McKinnon offered the following amendment to the bill:

To amend Section 3, Subsection 1 to read as follows:

"(1) The term fire fighter means each permanent, hourly-paid employee in the fire department of any city, town or other political subdivision within the state, with the exception of employees in management, supervisory or above the rank of sergeant or the equivalent. Nothing herein shall apply to the volunteer fire fighter."

To amend Section 3, Subsection 2 to read as follows:

"(2) The term policeman shall mean each sworn, certified, full-time hourly-paid employee, whether male or female, who regularly serves in a professional law enforcement capacity in the police department of any city, town or other political subdivision within the state, with the sole exception of employees in management, supervisory or above the rank of sergeant or the equivalent."

The amendment was read.

Senator Jones offered the following amendment to the amendment to the bill:

Amend McKinnon amendment to H.B. 185 by striking the word "hourly" wherever it appears.

The amendment to the amendment was read and was adopted.

Question recurring on the adoption of the amendment as amended.

Senator Moore moved to table the amendment as amended.

Question on the motion to table, "Yeas" and "Nays" were demanded.

The motion prevailed by the following vote: Yeas 19, Nays 12.

Yeas: Adams, Aikin, Braecklein, Brooks, Clower, Gammage, Harrington, Herring, Hightower, Kothmann, Longoria, Mauzy, Meier, Moore, Santiesteban, Schwartz, Sherman, Wallace and Wolff.

Nays: Andujar, Blanchard, Creighton, Harris, Jones, McKinnon, McKnight, Mengden, Ogg, Patman, Snelson and Traeger.

Senator Moore moved to reconsider the vote by which the substitute by Senator Brooks for the Committee Amendment was adopted.

The motion prevailed.

Question, Shall the substitute by Senator Brooks for the Committee Amendment be adopted?

Senator Moore then moved to reconsider the vote by which the amendment by Senator Hightower to the substitute by Senator Brooks for the Committee Amendment was adopted.

The motion prevailed.

Question, Shall the amendment by Senator Hightower to the substitute by Senator Brooks for the Committee Amendment be adopted?

Senator Ogg offered the following amendment to the pending amendment:

Amend the Hightower amendment to the Brooks Substitute to Amendment in H.B. 185 by striking the word "5,000" in Subsection (ii), (b) of Section 5 and adding the word "20,000" to said section and subsection.

The amendment to the amendment was read and was adopted.

Question, Shall the amendment by Senator Hightower as amended be adopted?

The amendment as amended was adopted.

Question recurring on the adoption of the substitute by Senator Brooks.

The substitute as amended was adopted.

The bill as amended was passed to third reading by the following vote:  
Yeas 19, Nays 12.

Yeas: Adams, Aikin, Braecklein, Brooks, Clower, Gammage, Harrington, Herring, Hightower, Kothmann, Longoria, Mauzy, Meier, Moore, Santiesteban, Schwartz, Sherman, Wallace and Wolff.

Nays: Andujar, Blanchard, Creighton, Harris, Jones, McKinnon, McKnight, Mengden, Ogg, Patman, Snelson and Traeger.

#### REASON FOR VOTE

I voted against passage of H.B. 185 to third reading because of the defeat of my amendment to provide that the decision of the arbitration board could be overturned by a vote of the people in a special election to be called upon petition of ten per cent of the eligible voters.

While I am strongly in favor of the principles behind this bill, I feel that the will of the people should always be supreme in all governmental matters. If the people of a certain city or town do not want their police or firefighters to have better wages, working conditions, or even safety equipment, it is the people's right to make that decision. Since they are the ones who will benefit or suffer based on the results, it is the people themselves, not an arbitrator, who should be the final court of last resort. The basis of democracy rests with the people and not an arbitration board.

The defeat of my amendment will mean that the people of a city will not be able to determine their own destiny and decide which city services they desire to pay higher taxes to achieve. I strongly believe the will of the people should be able to overturn the decision of an arbitration board.

MENGDEN

#### MESSAGE FROM THE HOUSE

Hall of the House of Representatives  
Austin, Texas, March 14, 1973

Honorable William P. Hobby  
President of the Senate

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S.C.R. 58, Commending Captain James E. Ray, an outstanding Texan, for

valor, patriotism and contributions to his country.

H.C.R. 70, Commending Dr. Abner V. McCall for the outstanding job he has done at Baylor University and for the many invaluable contributions he has made to the city of Waco and the State of Texas.

Respectfully submitted,  
DOROTHY HALLMAN  
Chief Clerk, House of Representatives

#### NOTICES OF INTENT

The following Notices of Intent were read and filed with the Secretary of the Senate:

Thursday, March 15, 1973

C.S.S.B. 44 - Senator Jones  
H.B. 88 - Senator Mauzy  
H.B. 185 - Senator Moore  
S.B. 481 - Senator Aikin  
C.S.S.C.R. 33 - Senator Brooks  
S.B. 336 - Senator Brooks  
C.S.S.J.R. 8 - Senator Gammage  
S.B. 147 - Senator Gammage  
S.J.R. 3 - Senator Gammage  
S.B. 123 - Senator Gammage  
H.B. 5 - Senator Gammage

Monday, March 19, 1973

H.C.R. 3 - Senator Schwartz  
S.B. 75 - Senator Mauzy  
S.B. 195 - Senator Hightower

#### MESSAGE FROM GOVERNOR

The following message from the Governor was read and filed with the Secretary of the Senate:

Austin, Texas  
March 14, 1973

TO THE MEMBERS OF THE SENATE, SIXTY-THIRD LEGISLATURE,  
REGULAR SESSION:

Today I am returning to the Senate in accordance with the request expressed in S.C.R. No. 57 Senate Bill No. 133 for further consideration.

Respectfully submitted,  
DOLPH BRISCOE  
Governor of Texas

#### MEMORIAL RESOLUTIONS

S.R. 324 - By Senator Snelson: Memorial resolution for Ross E. Brumfield.

S.R. 325 - By Senator Snelson: Memorial resolution for Mrs. Ina Womack.

S.R. 326 - By Senator Snelson: Memorial resolution for John J. Middagh.

S.R. 327 - By Senator Snelson: Memorial resolution for Walton M. (Walt) Cates.

S.R. 328 - By Senators Harris, Braecklein, Mauzy and Clower: Memorial resolution for E. O. "Doc" Hayes.

**WELCOME AND CONGRATULATORY RESOLUTIONS.**

S.R. 320 - By Senator Adams: Extending congratulations to Miss Ernette Rogers.

S.R. 321 - By Senator McKinnon: Extending welcome to students from W. B. Ray High School.

S.R. 322 - By Senator Ogg: Extending welcome to C. F. Kendall.

S.R. 323 - By Senator McKnight: Extending congratulations to Coach Floyd Wagstaff.

S.R. 329 - By Senator McKinnon: Extending welcome to students from Richard King High School.

S.R. 330 - By Senator Clower: Extending welcome to Jean and Craig Boyd.

S.R. 331 - By Senator Herring: Extending welcome to students from Pecan Springs School.

S.R. 332 - By Senator Herring: Extending welcome to students from Riley Elementary School.

**RECESS**

On motion of Senator Aikin the Senate at 12:15 o'clock p.m. took recess until 8:30 o'clock a.m. tomorrow.

**APPENDIX**

**Sent to Governor**

**March 14, 1973**

**S.C.R. 57**

**THIRTY-SIXTH DAY**

**(Continued)**

**(Thursday, March 15, 1973)**

**After Recess**